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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	No. CR 10-0393 CRB
	)	
Plaintiff,	)	STIPULATION AND <del>[PROPOSED]</del>
	)	ORDER EXCLUDING TIME BETWEEN
v.	)	MAY 19, 2010 AND JUNE 2, 2010 FROM
	)	CALCULATIONS UNDER THE SPEEDY
ONYEA NWAONUMAH,	)	TRIAL ACT (18 U.S.C. § 3161)
	)	
	)	
Defendant.	)	
	)	

The defendant, Onyea Nwaonumah, represented by Steven Kalar, Assistant Federal Public Defender, and the government, represented by Cynthia Frey, Assistant United States Attorney, appeared before this Court on May 19, 2010 for an arraignment on the Indictment. This matter was set for an initial appearance before the Honorable Charles R. Breyer on June 2, 2010.

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STIPULATION AND ~~[PROPOSED]~~ ORDER EXCLUDING TIME  
CR 10-0393 CRB

The parties agreed that time be excluded under the Speedy Trial Act between May 19, 2010 and June 2, 2010 for purposes of effective preparation of counsel, in order to provide defense counsel with adequate time to review the discovery and consult with the defendant.

In addition, the defendant agrees to exclude for this period of time any time limits applicable under 18 U.S.C. § 3161. The parties represent that granting the continuance, in order to provide defense counsel with adequate time to review the discovery and consult with the defendant, is necessary for continuity of defense counsel and effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agree that the ends of justice served by granting such a continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

SO STIPULATED:

JOSEPH P. RUSSONIELLO  
United States Attorney

DATED: May 28, 2010

\_\_\_\_\_/s/  
CYNTHIA M. FREY  
Assistant United States Attorney

DATED: May 28, 2010

\_\_\_\_\_/s/  
STEVEN KALAR  
Attorney for ONYEA NWAONUMAH

1 Based upon the representation of counsel and for good cause shown, the Court finds that  
2 failing to exclude the time between May 19, 2010 and June 2, 2010 would unreasonably deny the  
3 defendant continuity of counsel and would deny counsel the reasonable time necessary for  
4 effective preparation, taking into account the exercise of due diligence. 18 U.S.C.

5 § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the  
6 time

7 between May 19, 2010 and June 2, 2010 from computation under the Speedy Trial Act outweigh  
8 the best interests of the public and the defendant in a speedy trial.

9 Therefore, IT IS HEREBY ORDERED that the time between May 19, 2010 and June 2,  
10 2010 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C.

11 § 3161(h)(7)(A) and (B)(iv).

12  
13 DATED: 06/02/10

